

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

<b>JAMES KEITT,</b>	)	
<b>Petitioner</b>	)	
<b>v.</b>	)	<b>C.A. No. 04-362 ERIE</b>
<b>U.S. PAROLE COMMISSION,</b>	)	<b>District Judge McLaughlin</b>
<b>Respondent.</b>	)	<b>Magistrate Judge Baxter</b>

**ORDER**

On September 13, 2006, Petitioner James Keitt filed an “Application to Proceed In Forma Pauperis” with regard to his appeal to the Third Circuit Court of Appeals [Document # 23], which this Court denied by Order dated September 14, 2006 [Document # 24]; however, this Court’s Order denying Petitioner’s Application was issued erroneously, because Petitioner had not previously filed a motion to proceed *in forma pauperis* with this Court.

AND NOW, this 15<sup>th</sup> day of September, 2006;

IT IS HEREBY ORDERED that this Court’s Order dated September 14, 2006 [Document # 24] is VACATED.

S/Susan Paradise Baxter  
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SUSAN PARADISE BAXTER  
Chief U.S. Magistrate Judge